

1 EDMUND G. BROWN JR.  
Attorney General of the State of California  
2 DANE R. GILLETTE  
Chief Assistant Attorney General  
3 GERALD A. ENGLER  
Senior Assistant Attorney General  
4 GREGORY A. OTT  
Deputy Attorney General  
5 MICHELE J. SWANSON, State Bar No. 191193  
Deputy Attorney General  
6 455 Golden Gate Avenue, Suite 11000  
San Francisco, CA 94102-7004  
7 Telephone: (415) 703-5703  
Fax: (415) 703-1234  
8 Email: Michele.Swanson@doj.ca.gov  
Attorneys for Respondent  
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11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 **MONTE L. HANEY,**

Petitioner,

15  
16 **v.**

17 **DERRAL G. ADAMS, Warden,**

18 Respondent.  
19

C 07-4682 CRB (PR)

**MOTION TO FILE EXHIBITS  
3A-3B AND 4A-4I UNDER  
SEAL**

20 Respondent hereby requests, pursuant to Civil Local Rule 79-5, that this Court file  
21 Exhibits 3A-3B and 4A-4I under seal. The reasons for this request are set forth in the  
22 accompanying declaration of counsel, which is filed concurrently with this motion.

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Motion to File Exhibits 3A-3B and 4A-4I Under Seal

Haney v. Adams, Warden  
C 07-4682 CRB (PR)

1 Dated: July 24, 2008

2 Respectfully submitted,

3 EDMUND G. BROWN JR.  
4 Attorney General of the State of California

5 DANE R. GILLETTE  
6 Chief Assistant Attorney General

7 GERALD A. ENGLER  
8 Senior Assistant Attorney General

9 GREGORY A. OTT  
10 Deputy Attorney General

11 /s/ Michele J. Swanson  
12 MICHELE J. SWANSON  
13 Deputy Attorney General  
14 Attorneys for Respondent

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**DECLARATION OF SERVICE BY U.S. MAIL**

Case Name: **Haney v. Adams, Warden**

No.: **C 07-4682 CRB (PR)**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter; my business address is 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004.

On July 24, 2008, I served the attached

**MOTION TO FILE EXHIBITS 3A-3B AND 4A-4I UNDER SEAL**

**DECLARATION OF COUNSEL IN SUPPORT OF MOTION TO FILE EXHIBITS 3A-3B AND 4A-4I UNDER SEAL**

**[PROPOSED] ORDER TO FILE EXHIBITS 3A-3B AND 4A-4I UNDER SEAL**

by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States Mail at San Francisco, California, addressed as follows:

Monte L. Haney  
V-72062  
Corcoran State Prison  
4A-2R-08  
P.O. Box 3476  
Corcoran, CA 93212

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on July 24, 2008, at San Francisco, California.

S. Agustin  
Declarant

/s/ S. Agustin  
Signature